

# **EXHIBIT D**

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**Subject:** FW: Williams v AT&T

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**From:** Breslin, Mike <[mbreslin@kilpatricktownsend.com](mailto:mbreslin@kilpatricktownsend.com)>  
**Sent:** Monday, November 8, 2021 5:35 PM  
**To:** Gallo, Joseph <[Joseph.Gallo@withersworldwide.com](mailto:Joseph.Gallo@withersworldwide.com)>; LaVigne, Christopher <[Christopher.LaVigne@withersworldwide.com](mailto:Christopher.LaVigne@withersworldwide.com)>  
**Cc:** Dowdy, Joe <[JDowdy@kilpatricktownsend.com](mailto:JDowdy@kilpatricktownsend.com)>  
**Subject:** RE: Williams v AT&T

Joe –

Thanks for your message. I'm happy to work with you on scheduling but Ms. Scheder is out on vacation most of next week so I'm not sure there is any room there. Below is the list of AT&T's designations for the five topics. Let me know if you want to discuss and if you want to proceed with Ms. Scheder on Thursday.

Thanks,  
-Mike

**Designations**

**Topic 1: AT&T's knowledge Concerning [Mr. Williams'] Claims** – Subject to the limitations and objections set forth in AT&T's objections served on Oct. 12, 2021, **Ray Hill**

**Topic 2: AT&T knowledge Concerning Mr. Williams' account and account notes** – **Ray Hill**

**Topic 3: AT&T's knowledge concerning SIM swapping of AT&T customers** – Subject to the limitations and objections set forth in AT&T's objections served on Oct. 12, 2021, **Valerie Scheder**

**Topic 4: AT&T's knowledge concerning its obligations under the 2015 Consent Decree and related FCC enforcement action.**

- We have objected to this and will not be producing a witness to testify about the Consent Decree or FCC action. However, per our meet and confer conversations about this topic, we understand you are primarily interested in testimony regarding the actions AT&T has taken following the consent decree to protect customer accounts and prevent unauthorized SIM swaps. AT&T agrees to provide a witness to testify on those subjects and designates **Valerie Scheder** to do so.

**Topic 5: AT&T's business relationships with Prime, Alorica, Teleperformance, and Concentrix.**

- Per our meet and confer discussions about this topic, we understand you are primarily interested in testimony regarding what AT&T does to communicate and enforce its policies throughout these vendor/partner channels, and AT&T designates **Ray Hill** to do so.

**Michael Breslin**

**Kilpatrick Townsend & Stockton LLP**

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**From:** Gallo, Joseph <[Joseph.Gallo@withersworldwide.com](mailto:Joseph.Gallo@withersworldwide.com)>  
**Sent:** Monday, November 8, 2021 12:21 PM

**To:** Breslin, Mike <[mbreslin@kilpatricktownsend.com](mailto:mbreslin@kilpatricktownsend.com)>; LaVigne, Christopher <[Christopher.LaVigne@withersworldwide.com](mailto:Christopher.LaVigne@withersworldwide.com)>  
**Cc:** Dowdy, Joe <[JDowdy@kilpatricktownsend.com](mailto:JDowdy@kilpatricktownsend.com)>  
**Subject:** RE: Williams v AT&T

Mike:

We have not heard from you regarding which witness will be testifying to which topics. That has made preparation for the witnesses more difficult. What do you think about rescheduling Ms. Scheder's deposition to next week, and doing both her and Mr. Hill in the same week (the week beginning Monday November 15)? Assuming you and Ms. Scheder have availability that week, that schedule seems more workable at this point. Please let us know if you are amenable to this proposal, thanks.

Joe

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**From:** Breslin, Mike <[mbreslin@kilpatricktownsend.com](mailto:mbreslin@kilpatricktownsend.com)>  
**Sent:** Monday, November 1, 2021 11:50 AM  
**To:** Gallo, Joseph <[Joseph.Gallo@withersworldwide.com](mailto:Joseph.Gallo@withersworldwide.com)>; LaVigne, Christopher <[Christopher.LaVigne@withersworldwide.com](mailto:Christopher.LaVigne@withersworldwide.com)>  
**Cc:** Dowdy, Joe <[JDowdy@kilpatricktownsend.com](mailto:JDowdy@kilpatricktownsend.com)>  
**Subject:** RE: Williams v AT&T

Thanks. No, Ray Hill will be a 30(b)(6) as well. I'm planning to send you a list of which topics each is designated for, and we should discuss how best to handle Ray's fact witness vs. 30(b)(6) portions.

Best,  
-Mike

**Michael Breslin**

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**From:** Gallo, Joseph <[Joseph.Gallo@withersworldwide.com](mailto:Joseph.Gallo@withersworldwide.com)>  
**Sent:** Monday, November 1, 2021 11:37 AM  
**To:** Breslin, Mike <[mbreslin@kilpatricktownsend.com](mailto:mbreslin@kilpatricktownsend.com)>; LaVigne, Christopher <[Christopher.LaVigne@withersworldwide.com](mailto:Christopher.LaVigne@withersworldwide.com)>  
**Cc:** Dowdy, Joe <[JDowdy@kilpatricktownsend.com](mailto:JDowdy@kilpatricktownsend.com)>  
**Subject:** RE: Williams v AT&T

Mike:

November 11 works for Ms. Scheder, and November 17 works for Mr. Hill. At this point, is Ms. Scheder AT&T's only 30b(b)(6) witness?

Joe

**Joseph Gallo**

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**Cc:** Dowdy, Joe <[JDowdy@kilpatricktownsend.com](mailto:JDowdy@kilpatricktownsend.com)>  
**Subject:** RE: Williams v AT&T

Chris / Joe -

Good morning. Can you let me know if any of the below dates for Valerie will work, and same for the Nov. 15 / 17 dates we provided for Ray Hill?

Thanks,  
-Mike

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-----Original Message-----

From: Breslin, Mike <[mbreslin@kilpatricktownsend.com](mailto:mbreslin@kilpatricktownsend.com)>  
Sent: Wednesday, October 27, 2021 11:16 AM  
To: Joseph Gallo <[Joseph.Gallo@withersworldwide.com](mailto:Joseph.Gallo@withersworldwide.com)>; Christopher LaVigne  
<[Christopher.LaVigne@withersworldwide.com](mailto:Christopher.LaVigne@withersworldwide.com)>  
Subject: Williams v AT&T

Gents -  
Valerie Scheder is a 30b6 witness we'll be producing. She is available Nov 8, 9 or 11.  
Thanks,  
-Mike

Michael J. Breslin

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